



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: D

Desilvestro et al.

CASE:

ILI-031148

SER. NO.:

10/568,129

FILING DATE:

February 14, 2006

FOR:

RECHARGEABLE BIPOLAR HIGH

POWER ELECTROCHEMICAL DEVICE WITH REDUCED

MONITORING REQUIREMENT

COMMISSIONER FOR PATENTS P.O. Box 1450

Alexandria, VA 22313-1450

ATTENTION OF: Not yet assigned

REQUEST FOR CORRECTED

FILING RECEIPT

EXAMINER: Not yet assigned

CONFIRAMTION NO.: 9634

If any charges or fees must be paid in connection with the following communication, they may be paid out of our Deposit Account No. 50-0545.

Dear Examiner:

Attached is a copy of the official filing receipt received from the PTO in the above application for which issuance of a corrected filing receipt is respectfully requested.

There is an error with respect to the following data, which is incorrectly entered.

Error In

Correct Data

Ammundsen Brett

Brett Ammundsen

| FACTOR & LAKE, LTD. |
|--------------------------|
| 1327 W. Washington Blvd |
| Suite 5G/H |
| Chicago, IL 60607 |
| (312) 226-1818 Telephone |
| (312) 226-1919 Facsimile |

| Jody L. Factor | 34157 |
|------------------------|-------|
| Micheal D. Lake | 33727 |
| Edward L. Bishop | 39110 |
| Joseph M. Kinsella Jr. | 45743 |
| Nick S. Lee | 54260 |

Also attached is a copy of the previously filed declaration wherein the above inventor's name was incorrectly entered. Accordingly, a supplemental declaration with the correct inventor's name, fully executed, is attached herewith.

Should anything further be required, a telephone call to the undersigned at (312) 226-1818 is respectfully solicited.

Respectfully submitted,

FACTOR & LAKE, LTD.

Date: January 9, 2007

Nicholas S. Lee Reg. No. 54,260

One of Applicant's Attorneys

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Patent Postal Service as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

on January

Yolanda Solis





PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS PO. Box 1450 Alexandra, Virginia 22313-1450 www.uspto.gov

FILING OR 371 APPL NO. ART UNIT FIL FEE REC'D (c) DATE ATTY. DOCKET NO DRAWINGS TOT CLMS IND CLMS 10/568,129 11/03/2006 1745 665 ILI-031148 26 1

22876 FACTOR & LAKE, LTD 1327 W. WASHINGTON BLVD. SUITE 5G/H CHICAGO, IL 60607 **CONFIRMATION NO. 9634**

FILING RECEIPT

OC00000021269117

Date Mailed: 11/21/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Hans Desilvestro, Howick, NEW ZEALAND; Casey Ann Van Veen, Manurewa, NEW ZEALAND; Nancy Lan Jiang, Remuera, NEW ZEALAND; Ammundsen Brett, Piha. NEW ZEALAND;

Assignment For Published Patent Application

PACIFIC LITHIUM NEW ZEALAND LIMITED, Auckland, NEW ZEALAND

Power of Attorney: The patent practitioners associated with Customer Number 22876.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/EP04/09183 08/16/2004 which claims benefit of 60/495,324 08/15/2003

Foreign Applications

If Required, Foreign Filing License Granted: 11/16/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is US10/568,129

Projected Publication Date: 02/22/2007

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

Rechargeable bipolar high power electrochemical device with reduced monitoring requirement

Preliminary Class

429

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process simplifies the international patent and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at http://www.uspto.gov/web/offices/pac/doc/general/index.html.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, http://www.stopfakes.gov. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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| Number | ILI-031148 |
| First Named Inventor | DeSilvestro Desilvestro |
| co | MPLETE IF KNOWN |
| Application Number | 10/568,129 |
| Filing Date | 2/14/2006 |
| Art Unit | 11/2006 |
| Examiner Name | |

| I hereby declare that: | | | | | | | | |
|---|---|---|------------------------|-----------------------|------------|--|--|--|
| Each inventor's residence, mailing address, and citizenship are as stated below next to their name. I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled: | | | | | | | | |
| RECHARGEABLE BIPOLAR HIGH POWER ELECTROCHEMICAL DEVICE WITH REDUCED MONITORING REQUIREMENT | | | | | | | | |
| the specification of which | | (Title of the Invention) | | | ال | | | |
| 1 () | | | | | | | | |
| is attached hereto | | | | | | | | |
| OR X was filed on (MM/DD/Y) | | | | | | | | |
| | P04/009183 | and was amended on (MM | M/DD/YYYY) | (if app | licable) | | | |
| I hereby state that I have review as amended by any amendmen | ved and unders it specifically re | stand the contents of the ab eferred to above. | pove identified specif | ication, including th | ne claims, | | | |
| I acknowledge the duty to disc continuation-in-part applications, and the national or PCT internati | | | | | | | | |
| continuation-in-part applications, material information which is material to patentability as defined in 37 CFR 1.56, including for and the national or PCT international filing date of the continuation-in-part application. I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, country other than the United States of America, listed below and have also identified below by checking the box, any foreign peters that of the application on which priority is claimed. Prior Foreign Application | | | | | | | | |
| Prior Foreign Application Number(s) | | Foreign Filing Date | Priority | ~ · | | | | |
| PCT/EP04/009183 | Country | (MM/DD/YYYY) | Not Claimed | Certified Copy A | NO NO | | | |
| - 1721 041003103 | PCT | 8/16/2004 | | | | | | |
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| Additional foreign application | Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto: | | | | | | | |
| on a subhernerital priority data sheet PTO/SB/02B attached hereto: | | | | | | | | |

[Page 1 of 2]

(and by the USPTO to process) an application Confidentality is governed by 35 U.S.C 122 and 37 CFR 1.11 and 1.14 This collection is estimated to take 21 case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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| f a patent. Furthermo | ss a non-publication re- ore, the record from an | quest in comp | liance with 37 CFR | cation is available 1.213(a) is made | a patent application that macount numbers, or credit can purposes) is never required by in documents submitted to the aments before submitting them to the public after publication in the application in the public if the application is |
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| DECLARATION | | | | IONAL INVENTOR(mental Sheet | S) |
|--|-----------------------|---------|----------|---------------------------------|---|
| Name of Additional Jainet | | | | | Page 1 of |
| Name of Additional Joint Inventor, if any: | | | Ape | tition has been filed to | r this unsigned inventor |
| Given Name (first and middle[if any]) Casey Ann | | F | amily N | lame or Surname | triis unsigned inventor |
| inventor's | | | an Ve | | |
| Signature Charlie | | | an ve | (41) | |
| Manurewa | | | | | Date 21 MC(Ch 200 |
| Residence: City | At State | ıckland | - 1 | Manurewa | Auckland |
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| Name of Additional Joint Inventor, if any: | | | | City | State |
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| Inventor's Signature | | Jia | ng | | |
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| | State Residence: City | | | Auckland | |
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| ame of Additional Joint Inventor, if any: | Johns | | 1 | City | State |
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DECLARATION FOR UTILITY OR Attorney Docket ILI-031148 Number DESIGN First Named Inventor Desilvestro Desilvestro PATENT APPLICATION COMPLETE IF KNOWN (37 CFR 1.63) Application Number 10/568/129 Declaration Declaration Filing Date Submitted OR Submitted after initial February 14, 2006 With Initial Filing (surcharge Art Unit Filing (37 CFR 1.16 (e))

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|--|--|--|---------------------------------------|-------------------------------------|-------------------------------------|---------------------------------------|--|--|--|
| I hereby declare that: | | | | | | | | | |
| Each inventor's residence, mailing address, and citizenship are as stated below next to their name. I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled: | | | | | | | | | |
| RECHARGEABLE BIPOLAR HIGH POWER ELECTROCHEMICAL DEVICE WITH REDUCED MONITORING REQUIREMENT | | | | | | | | | |
| the specification of which | | (Title of the In | vention) | | | | | | |
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| is attached hereto | | | | | | | | | |
| OR | | | | | | | | | |
| x was filed on (MM/DD/Y | YYY) [8 | /18/2004 a | s United S | States Application I | Number or PCT Int | emational | | | |
| · · · · · · · · · · · · · · · · · · · | P04/009183 | and was amend | ed on (Mi | M/DDMYYY) | | Oppliesht-1 | | | |
| I hereby state that I have review as amended by any emendment | | | | | ecification, includi | ng the claims, | | | |
| I acknowledge the duty to disc continuation-in-part applications and the national or PCT Internati | close Informatio , material information onal filing date | n which is mater nation which beca of the continuation | al to pate ame availa in-part a | entability as definable between the | ed in 37 CFR 1.5 filing date of the | 6, including for prior application | | | |
| hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, oventry other than the United States of America, listed below and have also identified below by checking the box, any foreign periore that of the application on which priority is dained. | | | | | | | | | |
| Prior Foreign Application Number(s) | | , oreign runni | y vale | Priority | Certified Co | py Attached? | | | |
| PCT/EP04/009183 | Country | (MM/DD/YYYY) | | Not Claimed | YES | NO | | | |
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| Additional foreign application | numbers are list | ed on a sunnlement | al priorite - | loto abant DTC (CD) | | | | | |
| Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto: | | | | | | | | | |

[Page 1 of 2]
This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or rotatin a bonefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, propering, and submitting the completed application form to the USPTO. Time will vary depending upon the individual information of the smount of time you require to complete this form and/or suggestions for reducing this burden, should be cern to the Chief Information Officer, U.S. Patient and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450, DO NOT SEND FEES OR (1994) and sed to the Chief COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patients, P.O. Box 1450, Alexandria, VA 22313-1450.

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| DECLARATION - Utility or Design Patent Application | | | | | | | | |
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| numbers (other than a check the USPTO to support a petit USPTO, petitloners/applicant to the USPTO. Petitloner/ap of the application (unless a n of a patent. Furthermore, th referenced in a published ap 2038 submitted for payment p I hereby declare that all state and belief are believed to | Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identify theft. Personal Information such as social security numbers, bank account numbers, or credit card the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application and the true and that all statements may jeopardize the validity of the application are provided to be true. | | | | | | | |
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| X Additional Inventors or a legal t | representativo are bein | ng named on the1 | supplemen | tal shoot(s | s) PTO/SB/0 | 2A or 02L | R attache | d horsto |



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